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Our File No.: 45220 14

March 20, 2002

Ola Simms, Head  
Supervisory Legal Instruments Examiner  
Technology Center 1700  
U.S. Patent and Trademark Office  
Washington, D.C. 20231  
U.S.A.

Dear Sirs:

**Re: U.S. Application 09/682,778**

We are attaching a copy of correspondence received from you with respect to the above application. You have charged \$180.00 in extra claims charges. Our calculations shown that there are 13 extra claims at \$9.00 per claim equalling \$117.00. Where are the extra 7 claims that you charged us for? Please explain where the extra charge of \$63.00 came from.

Thank you for your attention to this matter.

Yours truly,

**BENNETT JONES LLP**



Edward (Ted) Yoo

ETY/el





UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY OF COMMERCE AND  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

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3/11/02

Dear Sir/Madam:

We regret to inform you that your request for refund dated 1/9/02 in the amount of \$ 180.00 covering a fee for application/patent # 09/682778 cannot be authorized. Please refer to the box checked below for more information.

- ( ) Small entity status fee not refundable. The time has expired for refund of this fee. A refund based on establishment of small entity status may only be obtained if a verified statement under 37 CFR 1.27 and a request for refund of the excess amount are filed within two months of timely payment of the full fee (37 CFR 1.28).
- ( ) Application or petition fee not refundable. Money paid by actual mistake or in excess, such as payment not required by law, will be refunded; a mere change of purpose after payment of money, as when a party desires to withdraw an application, an appeal or a request for oral hearing does not entitle the party to a refund (37 CFR 1.26). If any application is filed without the specification or drawing and the omission is not corrected within the period set, the application will be returned or otherwise disposed of. The fee, if submitted should include the \$130.00 handling fee (37 CFR 1.53)

( ) Other: On 10/19/01 your account was overcharged \$369.00 which was refunded on 11/7/01. On 11/7/01 you were charged \$180. for extra classis. The total filing fee for this case is \$690.00

Sincerely,

Ola Simms, Head  
Supervisory Legal Instruments Examiner  
Technology Center 1700